



U.S. Department of Transportation
Federal Motor Carrier Safety Administration



Driver,

A check of your commercial driver's license indicates you are currently listed in FMCSA's Drug & Alcohol Clearinghouse (DACH) as **prohibited from operating under 49 CFR § 382.501(a)**. Your prohibited status is due to one or more of the following violations entered onto your record in the DACH:

- A refusal to test
- A verified positive, adulterated, or substituted test result, or
- An actual knowledge violation

You are prohibited from engaging in safety sensitive functions. Safety-sensitive functions are defined in 49 CFR § 382.107 and include: *All time from the time a driver begins to work or is required to be in readiness to work until the time he/she is relieved from work and all responsibility for performing work.*¹

How to Resolve Your Prohibited Driver Status in DACH

A CDL-licensed driver who tests positive on a DOT test or refuses to take a DOT test, must successfully complete the return-to-duty (RTD) process with a DOT qualified substance abuse professional (SAP). The requirements for the RTD process are found in 49 CFR Part 40.

The Return to Duty (RTD) Process

Step 1: Get a Substance Abuse Professional (SAP) Evaluation

Your employer must provide a free list of DOT certified SAPs. The list can be compiled by your employer, a consortium/third-party administrator, (C/TPA) or other service agent. The list must contain names, addresses, and telephone numbers of local, approved SAPs.

The SAP will conduct a substance abuse evaluation. This evaluation must include:

- A comprehensive assessment and clinical evaluation of your drug or alcohol-related issue
- A plan and referrals for treatment and/or education that must be done before returning to any commercial driving and safety-sensitive duties
- A written report provided directly to your designated employer representative (DER) specifying your post-evaluation education/treatment plan recommendations

¹ See 49 CFR § 382.107 for the full definition of safety sensitive functions.

Step 2: Complete SAP-Specified Treatment and/or Education Plan

In order to perform safety sensitive functions, including operation of a commercial vehicle, you must satisfactorily complete your SAP's specified treatment and/or education plan.

Step 3: Complete a Follow-up SAP Evaluation

After you complete your treatment and/or education plan requirements, your SAP will conduct a follow-up evaluation. This evaluation will be used to determine your eligibility for taking the Return-to-Duty test and safely returning to safety sensitive functions. Your SAP will also provide your DER with a written report summarizing your plan completion and provide their fitness for duty determination.

Step 4: Follow-up Drug & Alcohol Testing

You must complete a Return to Duty test with a verified negative result. After you receive a negative Return to Duty test result this information must be entered into FMCSA's DACH. Once all information has been entered into the DACH and you are no longer listed as a prohibited driver, you are no longer prohibited from engaging in safety sensitive functions, including the operation of a commercial vehicle.²

The DOT requires your SAP to prescribe a follow up testing plan. This plan must be documented in writing and provided directly to your employer.

Any employer that employs you during this schedule must complete the follow-up testing plan as specified by your SAP. In the case of an owner-operator, the RTD test and scheduled follow-up testing must be completed by a designated C/TPA.

Driver Resources:

- Drug and Alcohol Clearinghouse: <https://clearinghouse.fmcsa.dot.gov/>
- Drug and Alcohol Clearinghouse Learning Center: <https://clearinghouse.fmcsa.dot.gov/Learn>
- Initiate a data review: <https://dataqs.fmcsa.dot.gov/>
- DataQs Technical Support: (877) 688-2984
- SAP Certification Organizations:
https://www.transportation.gov/odapc/SAP_Certification_Organizations
- NAADAC SAP Professionals: <https://www.naadac.org/sap-directory?locsearch=22314&loccountry=US&locdistance=25&sortdir=distance-asc>³

²Your state of license issuance may have taken action to suspend or downgrade your CDL due to your drug/alcohol program violation. You must contact them to reinstate your CDL prior to driving a CMV. Resolving your violation in FMCSA's DACH does not impact the status of your CDL.

³ USDOT and FMCSA do not endorse or recommend specific SAPs.

Alabama Law Enforcement Agency

Driver License Division
PO Box 1471 Montgomery, AL 36102-1471

Notice Mail Date:

07-Feb-2023

Letter ID:

NOTIFICATION OF THE CANCELLATION OF YOUR DRIVER LICENSE and/or DRIVING PRIVILEGE

REASON: Drug and Alcohol Clearinghouse

EFFECTIVE DATE OF CANCELLATION: 21-Feb-2023

This Cancellation affects your commercial driving privilege and prohibits you from operating any type of commercial vehicle. On the effective date, your license class will be downgraded in the computer to a passenger car license. You will need to surrender all Commercial Driver licenses in your possession including your interim license and purchase a duplicate of your passenger car license.

A CDL driver who is prohibited from driving in the Drug and Alcohol Clearinghouse due to positive results on a DOT test or refusing to take a DOT test, must successfully complete the return-to-duty (RTD) process with a DOT qualified substance abuse professional (SAP). The requirements for the RTD are found in 49 CFR 40.281-40.313.

REINSTATEMENT REQUIREMENTS AFTER DURATION PERIOD IS SERVED:

- Comply with reinstatement requirements.
- Apply for reinstatement of your commercial driving privilege.
- Pay a \$100.00 reinstatement fee.
- An additional \$50.00 fee must be paid if your driver license is not surrendered to this agency within 30 days of the notice mail date.

You may apply for the reinstatement of your driving privilege at the end of this duration period if there are no other suspensions or revocations against your driving record.

You may view your reinstatement requirements online and, if eligible for reinstatement, you may also pay your reinstatement fee online at AlabamaDL.ALEA.gov.

Reinstatement fees may also be submitted by money order or cashier's check made payable to the Alabama Law Enforcement Agency. Include your complete name, date of birth, current address and driver license or social security number.

Mail to:

Alabama Law Enforcement Agency
Driver License Division
PO Box 1471
Montgomery, AL 36102-1471

SORRY, PERSONAL CHECKS NOT ACCEPTED

Alabama Law Enforcement Agency
Driver License Division
PO Box 1471
Montgomery, AL 36102-1471

TEAR HERE

TEAR HERE

Visit AlabamaDL.ALEA.gov to reinstate your license, purchase a driver record or crash report.